

**THE TOWNSHIP OF EWING
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE NO. 17-25

1st Reading 9-12-17

Date to Mayor 9-27-17

2nd Reading &
Public Hearing 9-26-17

Date Returned 9-27-17

Date Adopted:
9-26-17

Date Resubmitted to Council _____

Approved as to Form of Legality

Effective Date:
10-16-17

Township Attorney

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225 SECTION 70, SCHEDULE XXIII: SPEED LIMITS, REDUCING THE SPEED LIMIT ON BUTTONWOOD DRIVE FROM 40 MILES PER HOUR TO 25 MILES PER HOUR

First Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Baxter	X				X	
Keyes-Maloney	X					
Schroth	X					X
Wollert	X					
Steward	X					

Second Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Baxter	X					
Keyes-Maloney	X					
Schroth	X				X	
Wollert	X					X
Steward	X					

By _____ Date _____ Accepted _____ Rejected _____
Mayor

Reconsidered
By Council _____ Override Vote YEA _____ NAY _____

President of the Council

Municipal Clerk

**TOWNSHIP OF EWING
ORDINANCE NO. 17-25**

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225 SECTION 70, SCHEDULE XXIII: SPEED LIMITS, REDUCING THE SPEED LIMIT ON BUTTONWOOD DRIVE FROM 40 MILES PER HOUR TO 25 MILES PER HOUR

WHEREAS, the Township, in the interest of safety and the expedition of traffic on public highways, requested a site inspection of Buttonwood Drive, from Somerset Street to Prospect Street, to determine whether a statutory speed limit reduction may be applied; and

WHEREAS, presently, Buttonwood Drive, between Somerset Street and Parkside Avenue, has a speed limit of 40 miles per hour as codified in the Township Code (Chapter 225 Section 70); and

WHEREAS, Remington Vernick & Arango Engineers (“Engineers”) performed the site inspection and noted the following existing conditions: 1. The majority of the properties fronting along Buttonwood Drive are “single family residential;” 2. A large apartment complex fronts along Buttonwood Drive; 3. The Moody Park Recreational Facilities front along Buttonwood Drive; 4. The Thomas J. Rubino Academy School fronts along Buttonwood Drive; and 5. Sidewalks are located along both sides of Buttonwood Drive; and

WHEREAS, the Engineers determined that these existing conditions generate a substantial amount of pedestrian activity among children, adults and senior citizens; and

WHEREAS, Buttonwood Drive, in its entirety from Somerset Street to Prospect Street, would qualify as a “residence district” as defined in N.J.S.A. 39:1-1, due to a number of physical characteristics that exist on Buttonwood Drive; and

WHEREAS, it was the professional opinion of the Engineers that Buttonwood Drive in its entirety from Somerset Street to Prospect Park did meet the requirements to be considered a “residence district” as defined in N.J.S.A. 39:1-1; and

WHEREAS, it was the recommendation of the Engineers that the Township implements a twenty-five (25) miles per hour speed limit for all of Buttonwood Drive from Somerset Street to Prospect Street in accordance with N.J.S.A. 39:4-98(b)(1); and

WHEREAS, the Township is authorized to implement such traffic regulations under N.J.S.A. 39:4-8(b)(1), without requiring the approval of the Commissioner of Transportation for the State of New Jersey.

BE IT ORDAINED by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 Article VIII Schedules, Chapter 225, VEHICLES AND TRAFFIC, Section 70, SCHEDULE XXIII: SPEED LIMITS, is hereby amended to read as follows:

Name of Street	Speed Limit (MPH)	Location
Buttonwood Drive	40 25	From Somerset Street to Parkside Prospect Avenue

Section 3 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 4 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 5 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

Adopted: